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Attorneys for Defendant and Cross-Complaint,
William Abend, and Petitioners and Plaintiffs,
William M. Abend and Marcia F. Abend

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

CITY OF OAKLAND, a municipal
corporation,

Plaintiff and Real Party in Interest,

vs.

WILLIAM ABEND, et al.,

Defendants.

No. C 07-02142 EMC

(Alameda County Superior Court Case Nos.
RG-06-289665 and RG-06-296228)

**DISMISSAL OF ENTIRE ACTION
FILED BY PETITIONERS AND
PLAINTIFFS WILLIAM M. ABEND
AND MARCIA F. ABEND, AND OF
CROSS-COMPLAINT FILED BY
WILLIAM ABEND AND [PROPOSED]
ORDER**

AND RELATED CROSS-ACTION.

WILLIAM M. ABEND AND MARCIA F.
ABEND,

Petitioners And Plaintiffs,

vs.

CITY OF OAKLAND, et al.,

Respondents And Defendants.

1
2 **DISMISSAL OF ENTIRE ACTION AND OF CROSS-COMPLAINT**

3 Subject to the terms and conditions set forth in the Settlement Agreement, dated February
4 25, 2008, Petitioner and Plaintiffs William and Marcia Abend, hereby dismiss action RG 06-
5 296228, and Cross-Complainant William Abend, hereby dismisses the cross-complaint filed in
6 action RG 06-289665, in their entirety with prejudice, which actions have been consolidated as
7 United States District Court, Northern District of California action number C 07-07-2142 EMC.

8 DATED: February 28, 2008

McMANIS FAULKNER & MORGAN

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11 COLLEEN DUFFY SMITH
CHRISTINE PEEK

12 Attorneys for Defendant and Cross-
13 Complainant, William Abend, and
14 Petitioners and Plaintiffs, William M. Abend
and Marcia F. Abend

15 **ORDER**

16 PURSUANT to the voluntary Dismissal Of Entire Action Filed By Petitioners And
17 Plaintiffs William M. Abend And Marcia F. Abend, And Of Cross-Complaint Filed By William
18 Abend, action RG 06296228 and the cross-complaint filed in action RG 06-289665 are hereby
19 dismissed in their entirety with prejudice.

20 March 4, 2008

21 Dated: February _____, 2008

